9th August 1955]

Demand number.	Services and purposes.	Sums not exceeding — Voted by the Legislative Assembly.	Charged on the Consolidated Fund of the State.	Total.
(1)	(2)	(3)	(4)	(5)
		RS.	RS.	RS.
XIII	Jails	92,299	..	92,299
XVI	Medical	2,92,474	..	2,92,474
XVII	Public Health ..	22,197	..	22,197
XXI	Industries ..	..	1,05,707	1,05,707
XXIV	Miscellaneous Departments.	2,41,932	..	2,41,932
XXV	Civil Works—Works.	14,03,667	..	14,03,667
XXVIII	Electricity. ..	12,91,794	..	12,91,794
XXXI	Stationery and Printing.	3,70,849	..	3,70,849
XXXII	Miscellaneous ..	70,881	..	70,881
XXXIII	Road Transport Schemes.	4,43,026	4,101	4,47,127
	Total ..	67,60,474	1,18,232	68,78,706
	Public Debt Repayment ..	..	29,75,417	29,75,417
	Grand total ..	67,60,474	30,93,649	98,54,123

I certify that this is a Money Bill.

J. SIVASHANMUGHAM PILLAI,
Speaker, Madras Legislature Assembly.

APPENDIX II.

[Vide item V (2) on page **301** supra.]

L.A. BILL No. 13 OF 1955.

(As passed by the Assembly.)

A Bill further to amend the Madras City Police Act, 1888, *and the Madras Gaming Act,* 1930.

WHEREAS it is expedient further to amend the Madras City Police Act, 1888 (Madras Act III of 1888), and the Madras Gaming Act, 1930 (Madras Act III of 1930), for the purposes hereinafter appearing;

BE it enacted in the Sixth Year of the Republic of India as follows :—

1. *Short title.*—This Act may be called the Madras City Police and Gaming (Amendment) Act, 1955.

2. *Amendment of Madras Act III of* 1888.—In the Madras City Police Act, 1888 (Madras Act III of 1888)—

(i) in section 3, for the definition of "common-gaming house", the following definition shall be substituted, namely :—

"common gaming-house" means any house, room, tent, enclosure, vehicle, vessel or any place whatsoever in which cards, dice, tables or other instruments of gaming are kept or used for the

profit or gain of the person owning, occupying, using, or keeping such house, room, tent, enclosure, vehicle, vessel or place, whether by way of charge for the use of instruments of gaming or of the house, room, tent, enclosure, vehicle, vessel or place, or otherwise howsoever; and includes any house, room, tent, enclosure, vehicle, vessel or place opened, kept or used or permitted to be opened, kept or used for the purpose of gaming";

(ii) in section 37—

(*a*) the brackets and figure "(1)" occurring at the beginning of sub-section (1) shall be omitted; and

(*b*) sub-sections (2) to (4) shall be omitted;

(iii) for section 49-A, the following section shall be substituted, namely :—

"49-A. *Penalty for opening, etc., any enclosure, etc., for certain forms of gaming.*—(1) Whoever—

(*a*) being the owner or occupier or having the use of any house, room, tent, enclosure, vehicle, vessel or place, opens, keeps or uses the same for the purpose of gaming—

(i) on a horse-race, or

(ii) on the market price of cotton, bullion, or other commodity or on the digits of the number used in stating such price, or

(iii) on the amount or variation in the market price of any such commodity or on the digits of the number used in stating the amount of such variation, or

(iv) on the market price of any stock or share or on the digits of the number used in stating such price, or

(v) on the number of registration or on the digits of the number of registration of any motor vehicle using a public place, or

(vi) on any transaction or scheme of wagering or betting in which the receipt or distribution of winnings or prizes in money or otherwise is made to depend on chance; or

(*b*) being the owner or occupier of any such house, room, tent, enclosure, vehicle, vessel or place knowingly or wilfully permits the same to be opened, occupied, kept or used by any other person for the purpose of gaming on any of the objects aforesaid or

(*c*) has the care of management of, or in any manner assists in, conducting the business of, any such house, room, tent, enclosure, vehicle, vessel or place opened, occupied, kept or used for the purpose of gaming on any of the objects aforesaid, or

(*d*) advances or furnishes money for the purpose of gaming on any of the objects aforesaid with persons frequenting any such house, room, tent, enclosure, vehicle, vessel or place,

shall be punishable with imprisonment which may extend to one year, or with fine which may extend to one thousand rupees, or with both :

9th August 1955]

Provided that, in the absence of special reasons to be recorded in writing, the punishment to be imposed on an offender on conviction for an offence under this sub-section shall be imprisonment for not less than one month or fine of not less than five hundred rupees or both.

(2) Whoever is found in any house, room, tent, enclosure, vehicle, vessel, or place referred to in sub-section (1), gaming on any of the objects specified in that sub-section or present for the purpose of gaming on any such object shall be punishable with imprisonment which may extend to one month or with fine which may extend to five hundred rupees or with both.

Any person found in any such house, room, tent, enclosure, vehicle, vessel or place during any gaming therein on any of the objects specified in sub-section (1) shall be presumed, until the contrary is proved, to have been there for the purpose of gaming on such object.

(3) Whoever is found gaming on any of the objects specified in sub-section (1) in any public street or thoroughfare, or in any place to which the public have or are permitted to have access shall be punishable with imprisonment which may extend to three months or with fine which may extend to three hundred rupees, or with both.";

(iv) in section 50, sub-section (1), for the expression "sub-section (2), (3) or (4) of section 37, section 45 or section 46," the expression "section 45, section 46 or section 49-A" shall be substituted.

3. *Amendment of Madras Act III of* 1930.—In the Madras Gaming Act, 1930 (Madras Act III of 1930)—

(i) for section 4, the following section shall be substituted, namely :—

"4. *Penalty for opening, etc., any enclosure, etc., for certain forms of gaming.*—(1) Whoever—

(a) being the owner or occupier or having the use of any house, room, tent, enclosure, vehicle, vessel or place, opens, keeps or uses the same for the purpose of gaming—

(i) on a horse-race, or

(ii) on the market price of cotton, bullion or other commodity or on the digits of the number used in stating such price, or

(iii) on the amount or variation in the market price of any such commodity or on the digits of the number used in stating the amount of such variation, or

(iv) on the market price of any stock or share or on the digits of the number used in stating such price, or

(v) on the number of registration or on the digits of the number of registration of any motor vehicle using a public place, or

[9th August 1955

(vi) on any transaction or scheme of wagering or betting in which the receipt or distribution of winnings or prizes in money or otherwise is made to depend on chance; or

(*b*) being the owner or occupier of any such house, room, tent, enclosure, vehicle, vessel or place knowingly or wilfully permits the same to be opened, occupied, kept or used by any other person for the purpose of gaming on any of the objects aforesaid, or

(*c*) has the care or management of, or in any manner assists in, conducting the business of, any such house, room, tent, enclosure, vehicle, vessel or place opened, occupied, kept or used for the purpose of gaming on any of the objects aforesaid; or

(*d*) advances or furnishes money for the purpose of gaming on any of the objects aforesaid with persons frequenting any such house, room, tent, enclosure, vehicle, vessel or place; shall be punishable with imprisonment which may extend to one year, or with fine which may extend to one thousand rupees, or with both :

Provided that in the absence of special reasons to be recorded in writing, the punishment to be imposed on an offender on conviction for an offence under this sub-section shall be imprisonment for not less than one month or fine of not less than five hundred rupees or both.

(2) Whoever is found in any house, room, tent, enclosure, vehicle, vessel or place referred to in sub-section (1), gaming on any of the objects specified in that sub-section, or present for the purpose of gaming on any such object shall be punishable with imprisonment which may extend to one month or with fine which may extend to five hundred rupees or with both.

Any person found in any such house, room, tent, enclosure, vehicle, vessel or place during any gaming therein on any of the objects specified in sub-section (1) shall be presumed, until the contrary is proved, to have been there for the purpose of gaming on such object.

(3) Whoever is found gaming on any of the objects specified in sub-section (1) in any public street or thoroughfare, or in any place to which the public have or are permitted to have access shall be punishable with imprisonment which may extend to three months or with fine which may extend to three hundred rupees, or with both."

(ii) section 11-B shall be omitted.